

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

JOHNNIE MICKELL,

Plaintiff,

v.

JUDGE VITO P. GEROULO, *et al.*,

Defendants.

NO. 3:18-CV-1540


(JUDGE CAPUTO)

(MAGISTRATE JUDGE SAPORITO)

ORDER

NOW, this 31st day of July, 2019, upon review of the Report and Recommendation (Doc. 13) of Magistrate Judge Joseph F. Saporito, Jr. for plain error or manifest injustice, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 13) is **ADOPTED**.
- (2) Plaintiff's Complaint (Doc. 1) is **DISMISSED with prejudice** for failure to state a claim pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).
- (3) The Clerk of Court is directed to mark the case as **CLOSED**.



A. Richard Caputo
United States District Judge